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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

THOMAS DAVID WEATHERS,

Petitioner,

Civil No. 08-299-TC

v.

ORDER

JEFF E. THOMAS,

Respondent.

COFFIN, Magistrate Judge.

Petitioner's Motion to Dismiss (#14) is allowed.

Petitioner's Petition (#1) is denied. This proceeding is dismissed. The Clerk is directed to enter a Judgment of Dismissal with prejudice.

DATED this ____ day of August, 2008.

Thomas M. Coffin

United States Magistrate Judge